Docket No.:

NO. 0509

RECEIVED
CENTRAL FAX CENTER

OCT. 1 2 2005

ZILKA · KOTAB

95 SOUTH MARKET ST., SUITE 420 SAN JOSE, CA 95113

TELEPHONE (408) 971-2573 FAX (408) 971-4660

App. No: 10/024,200

FAX COVER SHEET

| Date: | October 12, 2005 | Phone Number | Fax Number |
|-------|------------------|--------------|----------------|
| To: | Examiner Gelagay | | (571) 273-8300 |
| From: | Kevin J. Zilka | | |

Total Number of Pages Being Transmitted, Including Cover Sheet: 16

NAI1P475/01.160.01

| Message: | |
|-------------------------------------|--|
| Please deliver to Examiner Gelagay. | |
| Thank you. Kevin Zilka | |

Original to follow Via Regular Mail X Original will Not be Sent Original will follow Via Overnight Courier

The information contained in this facsimile message is attorney privileged and confidential information intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution or copy of this communication is strictly prohibited. If you have received this communication in error, please immediately notify us by telephone (if long distance, please call collect) and return the original message to us at the above address via the U.S. Postal Service. Thank you.

Ocustor 10, 2003

(Revised 1/96)

PATENT

| | <u>IN THE UNITED STAT</u> | RECEIVED CENTRAL FAX CENTER | | | | |
|---|--|--|---------------|--|--|--|
| In re a | application of: |) | | | | |
| Rober | ts et al. |) Art Unit: 2133 | OCT. 1 2 2005 | | | |
| Appli | cation No. 10/024,200 |) Examiner: Gelagay, Shewaye | | | | |
| Filed: | December 21, 2001 |) Date: October 12, 2005 | | | | |
| | PREDICTIVE MALWARE SCA RNET DATA | ANNING OF)) | | | | |
| CERTIFICATE OF FACSIMILE I hereby certify that this correspondence is being facsimile transmitted to the Commissioner for Patents, Alexandria VA 22313-1450 at 8251mile number: (571) 273-8300 cm the above date. Signed: | | | | | | |
| Commissioner P.O. Box 1450 Alexandria, V. | | Prica L. Farlow | | | | |
| Sir: | | | | | | |
| Transm | itted herewith is an amendment in | the above-identified application. | | | | |
| | is required, Applicant(s) hereby petition that such an extension be granted and authorize the Commissioner to charge the required fees for an Extension of Time under 37 CFR 1.136 to Deposit Account No. 50-1351. | | | | | |
| San Jo | Box 721120 ose, CA 95172-1120 hone: (408) 971-2573 | Respectfully submitted, Zilka-Kotar, PO Keyn J. Zilka Registration No. 41,429 | | | | |

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | In re application of: | | | | | |
|---------|--|--|--|--|--|--|
| | Roberts et al. |) Art Unit: 2133 | | | | |
| | Application No. 10/024,200 |) Examiner: Gelagay, Shewaye | | | | |
| | Filed: December 21, 2001 |) Date: October 12, 2005 | | | | |
| | For: PREDICTIVE MALWARE SCANNING INTERNET DATA | OF) COPY | | | | |
| | CERTIFICATE OF FACSIMILE I hereby certify that this correspondence is Heing facsimile transmitted to the Commissioner for Patents, Alexandria, VA 22313-1450 at 23/5 imile number: (571) 273-8300 on the above date. Signed: | | | | | |
| P.O. Bo | ssioner for Patents ox 1450 dria, VA 2233-1450 | ica E. Pailow | | | | |
| Sir: | | | | | | |
| 1 | Transmitted herewith is an amendment in the above-identified application. | | | | | |
| [| Applicant(s) hereby petition for a month extension of time to respond to the outstanding Office Action. Applicant(s) believe that no Extension of Time is required; however, if it is determined that such an extension is required, Applicant(s) hereby petition that such an extension be granted and authorize the Commissioner to | | | | | |
| [| charge the required fees for an Extension of Time under 37 CFR 1.136 to Deposit Account No. 50-1351. Enclosed is our Check No. in the amount of § to cover the additional claim fee and/or extension of time fees. If the required fees are missing or any additional fees are required to facilitate filing the enclosed response, please charge such fees or credit any overpayment to Deposit Account No.50-1351 (Order No. NAI1P475). A copy of this sheet is enclosed for billing purposes. | | | | | |
| | | espectfully submitted, ilka-Kotas, Po | | | | |
| | ۲. _۲ | eghs. Zika | | | | |
| | B B B B B B B B B B B B B B B B B B B | egistration No. 41,429 | | | | |
| | P.O. Box 721120 San Jose, CA 95172-1120 Telephone: (408) 971-2573 | | | | | |

(Revised 1/56)

-1-

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CENTRAL FAX CENTER

PATENT OCT. 1 2 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| In re application of: |) |
|---|------------------------------|
| Roberts et al. |) Art Unit: 2133 |
| Application No. 10/024,200 |) Examiner: Gelagay, Shewaye |
| Filed: December 21, 2001 |) Date: October 12, 2005 |
| For: PREDICTIVE MALWARE SCANNING OF INTERNET DATA |))) |
| |) |

CERTIFICATE OF FACSIMILE

I hereby certify that this correspondence is being facsimile transmitted to the Commissioner for Patents, Alexandria, VA 22313-1450 at facsimile number (57) 273-8300 on the above

Signed:

Erica L. Farlow

AMENDMENT B

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action mailed September 7, 2005, please enter the following amendments believed to place the claims in condition for allowance.